

46-456.04

Definition of Position of Trust and Confidence

“Position of trust and confidence” means that a person is any of the following:

1. A person who has assumed a duty to provide care to the vulnerable adult; *or*
2. A joint tenant or a tenant in common with a vulnerable adult; *or*
3. A person who is in a fiduciary relationship with a vulnerable adult including a de facto guardian or de facto conservator.

Source: A.R.S. § 46-456(I) (statutory language as of September 30, 2009).

“Vulnerable adult” is defined in A.R.S. § 46-451 (Statutory Definition Instruction 46-451.09).